

TWELFTH DAY.

(Tuesday, February 3, 1931.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Harrison
Adams of Harris.	of Waller.
Adams of Jasper.	Hatchitt.
Adamson.	Hefley.
Adkins.	Herzik.
Akin.	Hill.
Albritton.	Hines.
Alsup.	Holder.
Anderson.	Holland.
Baker.	Hoskins.
Barron.	Howsley.
Beck.	Hubbard.
Bedford.	Hughes.
Bond.	Jackson.
Bounds.	Johnson
Boyd.	of Dallam.
Brice.	Johnson
Brooks.	of Dimmit.
Bryant.	Johnson of Morris.
Burns	Jones of Shelby.
of McCulloch.	Jones of Atascosa.
Carpenter.	Justiss.
Caven.	Kayton.
Claunch.	Keller.
Coltrin.	Kennedy.
Coombes.	Laird.
Cox of Lamar.	Lasseter.
Cox of Limestone.	Lee.
Cunningham.	Lemens.
Dale.	Leonard.
Daniel.	Lilley.
Davis.	Lockhart.
DeWolfe.	McCombs.
Dodd.	McDougald.
Donnell.	McGill.
Dowell.	McGregor.
Dunlap.	Magee.
Dwyer.	Mathis.
Elliott.	Mehl.
Engelhard.	Metcalf.
Farmer.	Moffett.
Farrar.	Moore.
Ferguson.	Morse.
Finn.	Munson.
Fisher.	Murphy.
Forbes.	Nicholson.
Ford.	Olsen.
Fuchs.	O'Quinn.
Gilbert.	Patterson.
Giles.	Petsch.
Goodman.	Ramsey.
Graves.	Ratliff.
Greathouse.	Ray.
Grogan.	Reader.
Hanson.	Richardson.
Hardy.	Rogers.
Harman.	Rountree.
Harrison of El Paso.	Sanders.

Satterwhite.	Terrell of Val Verde.
Savage.	Towery.
Scott.	Turner.
Shelton.	Van Zandt.
Sherrill.	Vaughan.
Smith of Bastrop.	Veatch.
Smith of Wood.	Wagstaff.
Sparkman.	Walker.
Stephens.	Warwick.
Stevenson.	Weinert.
Steward.	West of Coryell.
Strong.	West of Cameron.
Sullivant.	Westbrook.
Tarwater.	Wiggs.
Terrell	Wyatt.
of Cherokee.	Young.

Absent.

Long. Pope.

Absent—Excused.

Bradley.	Holloway.
Burns of Walker.	Martin.
Duvall.	

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Duvall for today, on motion of Mr. Patterson.

Mr. Leonard for today, on motion of Mr. Harrison of El Paso.

Mr. Burns of Walker for today, on motion of Mr. Stevenson.

Mr. Martin for today, on motion of Mr. Anderson.

The following member was granted leave of absence on account of illness:

Mr. Holloway for today, on motion of Mr. Harrison of El Paso.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Hill and Mr. Johnson of Dimmit:

H. B. No. 322, A bill to be entitled "An Act to amend Article 4216 of the Revised Civil Statutes of Texas of 1925 by striking out the word 'court' wherever it appears and inserting in lieu thereof in each place respectively the word 'judge,' and validating all orders of county judges of Texas made in vacation confirm-

ing the sale of real estate by a guar-
dian from July 1, 1913, inclusive, to
the date this act takes effect, and
declaring an emergency."

Referred to Committee on Judi-
ciary.

By Mr. Hines, Mr. Dodd, Mr. John-
son of Morris, Mr. Caven, Mr. Alsop
and Mr. Holloway:

H. B. No. 323, A bill to be entitled
"An Act providing for an open sea-
son on the taking, hunting and kill-
ing squirrels in Cass, Bowie, Morris,
Titus, Marion, Harrison, Gregg and
Panola counties, Texas, repealing all
laws in conflict herewith, and allow-
ing an emergency."

Referred to Committee on Game
and Fisheries.

By Mr. Warwick:

H. B. No. 324, A bill to be entitled
"An Act to create a court to be
known as the County Court of Potter
County at Law; to define the juris-
diction of said court and making the
jurisdiction coucurrent with the ju-
risdiction of the justice court in all
causes, civil and criminal; to fix the
terms thereof; to provide a clerk to
be appointed by the county clerk of
Potter county, and fix his salary, etc.,
and declaring an emergency."

Referred to Committee on Coun-
ties.

By Mr. Beck and Mr. Morse:

H. B. No. 325, A bill to be entitled
"An Act (1) defining certain terms
and expressions as used in this act;
(2) making provision to relieve the
State's general fund of the burden
of appropriations to defray the cost
of operating the State Board of
Water Engineers by levying a tax of
two cents per annum on each acre
foot (approximately 325,829 gallons)
of water which might be taken and
used from this State's waters dur-
ing each period of twelve months
after July 1, 1931, under each per-
mit, or other form of recorded water
right, held, or claimed to be held, in
the State of Texas; also exempting
from this tax as to each separately
held water right two hundred and
fifty acre-feet (approximately 81-
457,250 gallons) of water per tax-
ing year; providing the manner of
determining the amount of and of as-
sessing and collecting such tax, etc.,
and declaring an emergency."

Referred to Committee on Conser-
vation and Reclamation.

By Mr. Farmer, Mr. Herzik, Mr.
Olsen, Mr. Bryant and Mr. Farrar:

H. B. No. 326, A bill to be entitled
"An Act to amend Article 1269 of
Chapter 1, Title 16, of the Penal Code
of the State of Texas, of 1925, re-
lating to libel of persons by adding
thereto another article to be known
as Article 1269b, to prohibit the use
of any radio station for making, ut-
tering, transmitting, or broadcasting
any statement or statements of libel
or slander, or any statement or state-
ments advocating the boycotting of
any business interest, etc., and de-
claring an emergency."

Referred to Committee on Crim-
inal Jurisprudence.

By Mr. Davis:

H. B. No. 327, A bill to be entitled
"An Act making it unlawful for any
owner, keeper or person in control
of any turkey, chicken, duck, goose,
guinea, or other domesticated fowl,
to allow such domesticated fowls to
run at large or trespass upon the
cultivated lands of another, without
the consent of such owner or person
in charge of said lands, etc., and de-
claring an emergency."

Referred to Committee on Crim-
inal Jurisprudence.

By Mr. Sanders:

H. B. No. 328, A bill to be entitled
"An Act providing for a limit on the
number of fresh water bass, crappie
or white perch, bream and goggle-
eyed perch, or the aggregate of such
fish that may be taken or possessed
during any one day, and providing
the number of such fish or the ag-
gregate of such fish that may be pos-
sessed at any time, prescribing pen-
alties, and declaring an emergency."

Referred to Committee on Game
and Fisheries.

By Mr. Sanders:

H. B. No. 329, A bill to be entitled
"An Act to ratify and confirm the
title of J. H. Cole and all other per-
sons holding a chain of title from W.
H. Walters in and to a tract of land
in Nacogdoches county, Texas, known
as the W. H. Walters labor of land,
and to disavow and relinquish the
rights, claim and title of the State of
Texas in and to said land."

Referred to Committee on Public
Lands and Buildings.

By Mr. Finn:

H. B. No. 330, A bill to be entitled
"An Act regulating corporations here-
tofore created and hereafter created

having for their purpose or purposes any or all the powers now authorized in Subdivisions 48, 49, or 50 of Article 1302, Revised Civil Statutes of Texas, 1925, and corporations heretofore or hereafter created having for their purpose or purposes any or all the powers now authorized in Chapter 275, Senate bill No. 232 of the Regular Session of the Fortieth Legislature, etc., and declaring an emergency."

Referred to Committee on Banks and Banking.

By Mr. Johnson of Dimmit:

H. B. No. 331, A bill to be entitled "An Act to repeal Articles 7280, 7323, 7327, 7329, 7332, 7335, 7342, and 7349, of the Revised Civil Statutes of Texas, 1925, and Chapter 20, page 25, Acts of Regular Session of the Fortieth Legislature, and Chapters 69 and 70, page 195, and Chapter 99, page 260 of the Acts of the First Called Session of the Fortieth Legislature, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Lemens:

H. B. No. 332, A bill to be entitled "An Act to amend Section 16a of Article 8308, Revised Statutes of 1925, so as to hereafter provide that whenever the Texas Employers' Insurance Association shall have accumulated, at the end of any calendar year, an admitted surplus in excess of incurred losses, expenses and unearned premiums or other liabilities amounting to the sum of two hundred thousand dollars or more, the liability of its members to assessment under Article 8308, Section 15 shall be suspended and it shall be authorized to issue policies not subject to assessment, etc., and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Stevenson:

H. B. No. 333, A bill to be entitled "An Act declaring a State policy in the acquisition, purchase, establishment, construction and maintenance of a system of State highways; providing for the transfer of such highways by any county or defined road district to the State; providing for the purchase of such highways by the State, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Dodd:

H. B. No. 334, A bill to be entitled "An Act to amend Chapter 115, Section 1 of the Acts of 1929, Forty-first Legislature, so as to increase the number of members on the Board of Nurse Examiners from five to six, and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Murphy, Mr. Stevenson, Mr. Jackson, Mr. Gilbert, Mr. Turner, Mr. Ford, Mr. Metcalfe, Mr. Lilley, Mr. Grogan, Mr. Hubbard, and Mr. Adams of Jasper:

H. B. No. 335, A bill to be entitled "An Act to amend Chapter 314, General Laws of the State of Texas, Forty-first Legislature, Regular Session, as amended at the Second Called Session thereof, so as to further regulate motor carriers transporting property over the public highways, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Murphy, Mr. Stevenson, Mr. Adams of Jasper, Mr. Jackson, Mr. Gilbert, Mr. Turner, Mr. Ford, Mr. Metcalfe, Mr. Lilley, Mr. Grogan, Mr. Hubbard, and Mr. Sanders:

H. B. No. 336, A bill to be entitled "An Act to amend Chapter 42, General Laws of the State of Texas, Forty-first Legislature, Second Called Session, so as to further regulate the operation of vehicles on the public highways, etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Stevenson, Mr. Murphy, Mr. Jackson, Mr. Gilbert, Mr. Turner, Mr. Ford, Mr. Metcalfe, Mr. Lilley, Mr. Grogan, Mr. Hubbard, Mr. Sanders and Mr. Adams of Jasper:

H. B. No. 337, A bill to be entitled "An Act to amend Chapter 88, General Laws of the State of Texas; passed by the Forty-first Legislature, Second Called Session, by defining the term 'vehicle'; by providing increased license fees for certain commercial motor vehicles, road tractors, trailers and semi-trailers; and by providing the maximum weight with load of vehicles to be registered and licensed, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Bounds:

H. B. No. 338, A bill to be entitled "An Act making it unlawful to purchase fowls without taking a bill of sale and describing seller and providing penalty therefor, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Howsley and Mr. Johnson of Dimmit:

H. B. No. 339, A bill to be entitled "An Act validating certain cities and towns incorporated under the General Laws of Texas, Title 28, Revised Civil Statutes, 1925, having six hundred inhabitants or over, and validating the subsequent acts of said cities and towns done and performed as a city of six hundred inhabitants or more, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Petsch:

H. B. No. 340, A bill to be entitled "An Act to amend Article 417 of the Code of Criminal Procedure so that one indictment may cover all offenses growing out of the same transaction."

Referred to Committee on Criminal Jurisprudence.

By Mr. Lemens, Mr. Westbrook and Mr. Morse:

H. B. No. 341, A bill to be entitled "An Act establishing at Meridian, in Bosque county, Texas, the Central Texas Teachers College, conditioned upon acquiring good title to the college property of Meridian College now located at Meridian, Texas, for the purposes of said teachers college; providing for the acceptance of title to said property; providing for the transfer of same to the State; providing for the operation of said State Teachers College by the Board of Regents of the State Teachers Colleges, and making it subject to the provisions of the laws of this State, enacting other provisions incidental to the purpose of the act, and declaring an emergency."

Referred to Committee on Education.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution was laid before the House, read first time and referred to the Committee on Constitutional Amendments:

By Mr. Johnson of Dimmit:

H. J. R. No. 13, Proposing to amend Section 8, Article 5, of the Constitution of the State of Texas, so as to provide that suits in court shall not be required to enforce tax liens and authorize sale of property for unpaid delinquent taxes.

BILL ORDERED NOT PRINTED.

On motion of Mr. Johnson of Dimmit, House bill No. 125 was ordered not printed.

BILL RE-REFERRED.

On motion of Mr. Johnson of Dimmit, House bill No. 195 was withdrawn from the Committee on Judiciary and referred to the Committee on Criminal Jurisprudence.

BILLS ORDERED PRINTED.

On motion of Mr. Holland, House bill No. 37, reported adversely, with a minority favorable report, was ordered printed.

Mr. Bond moved that House bill No. 49, reported adversely, with a minority favorable report, be printed.

Yeas and nays were demanded, and the motion prevailed by the following vote:

Yeas—79.

Adamson.	Holder.
Akin.	Holland.
Albritton.	Hughes.
Alsup.	Jackson.
Baker.	Johnson
Barron.	of Dallam.
Beck.	Johnson of Morris.
Bond.	Jones of Atascosa.
Brice.	Laird.
Brooks.	Lasseter.
Bryant.	Lee.
Burns	Lockhart.
of McCulloch.	McCombs.
Coltrin.	McGill.
Cox of Lamar.	Magee.
Cox of Limestone.	Moffett.
Dale.	Moore.
Daniel.	O'Quinn.
Davis.	Patterson.
Dodd.	Petsch.
Dowell.	Ray.
Engelhard.	Reader.
Fisher.	Richardson.
Forbes.	Rogers.
Ford.	Rountree.
Fuchs.	Satterwhite.
Gilbert.	Savage.
Giles.	Sherrill.
Hanson.	Smith of Bastrop.
Harman.	Smith of Wood.
Hatchitt.	Sparkman.
Herzik.	Stephens.
Hines.	Stevenson.

Steward.	Van Zandt.
Strong.	Vaughan.
Sullivan.	Veatch.
Terrell	Wagstaff.
of Cherokee.	West of Cameron.
Terrell.	Wiggs.
of Val Verde.	Wyatt.
Towery.	Young.
Turner.	

Nays—36.

Adams of Harris.	Hill.
Adams of Jasper.	Hoskins.
Bedford.	Howsley.
Bounds.	Jones of Shelby.
Boyd.	Johnson
Coombes.	of Dimmit.
Cunningham.	Justiss.
DeWolfe.	Kayton.
Donnell.	Kennedy.
Dwyer.	Lilley.
Farmer.	Mathis.
Farrar.	Morse.
Goodman.	Murphy.
Greathouse.	Ramsey.
Grogan.	Ratliff.
Hardy.	Shelton.
Harrison	Tarwater.
of El Paso.	Walker.
Hefley.	West of Coryell.

Absent.

Adkins.	Long.
Anderson.	McDougald.
Carpenter.	McGregor.
Caven.	Mehl.
Claunch.	Metcalfe.
Dunlap.	Munson.
Elliott.	Nicholson.
Ferguson.	Olsen.
Finn.	Pope.
Graves.	Sanders.
Harrison	Scott.
of Waller.	Warwick.
Hubbard.	Weinert.
Keller.	Westbrook.
Lemens.	

Absent—Excused.

Bradley.	Holloway.
Burns of Walker.	Leonard.
Duvall.	Martin.

Reasons for Vote.

I voted to print House bill No. 49 because I would like to see a bill on this subject passed. I cannot vote for the bill in its present form, but I do believe same can be amended to accomplish a good purpose.

DALE.

Mr. Bond moved that House bill No. 79, reported adversely, with a minority favorable report, be printed.

Yeas and nays were demanded, and the motion prevailed by the following vote:

Yeas—74.

Adamson.	Johnson of Morris.
Adkins.	Justiss.
Akin.	Laird.
Albritton.	Lee.
Alsup.	Lockhart.
Baker.	McCombs.
Barron.	McGill.
Bond.	Magee.
Bounds.	Mathis.
Brooks.	Metcalfe.
Bryant.	Moffett.
Carpenter.	Moore.
Coltrin.	O'Quinn.
Cox of Lamar.	Petsch.
Cox of Limestone.	Richardson.
Cunningham.	Rogers.
Dale.	Rountree.
Dodd.	Satterwhite.
Donnell.	Savage.
Dowell.	Scott.
Elliott.	Sherrill.
Farmer.	Smith of Bastrop.
Forbes.	Smith of Wood.
Ford.	Sparkman.
Fuchs.	Stephens.
Gilbert.	Stevenson.
Giles.	Steward.
Graves.	Strong.
Hanson.	Terrell
Harrison	of Cherokee.
of El Paso.	Towery.
Hatchitt.	Turner.
Herzik.	Van Zandt.
Hoskins.	Vaughan.
Hubbard.	Veatch.
Hughes.	West of Coryell.
Jackson.	Wyatt.
Johnson	Young.
of Dallam.	

Nays—32.

Adams of Harris.	Hefley.
Adams of Jasper.	Hill.
Bedford.	Holder.
Boyd.	Holland.
Burns	Howsley.
of McCulloch.	Jones of Atascosa.
Claunch.	Kayton.
Coombes.	Kennedy.
Daniel.	Lilley.
Davis.	Morse.
DeWolfe.	Murphy.
Engelhard.	Ramsey.
Ferguson.	Ratliff.
Fisher.	Shelton.
Goodman.	Wagstaff.
Grogan.	Walker.
Hardy.	

Present—Not Voting.

Greathouse.	Warwick.
Lasseter.	Wiggs.

Absent.

Anderson.	Brice.
Beck.	Caven.

Dunlap.	Mehl.
Dwyer.	Munson.
Farrar.	Nicholson.
Finn.	Olsen.
Harman.	Patterson.
Harrison	Pope.
of Waller.	Ray.
Hines.	Reader.
Johnson	Sanders.
of Dimmit.	Sullivant.
Jones of Shelby.	Tarwater.
Keller.	Terrell of Val Verde.
Lemens.	Weinert.
Long.	West of Cameron.
McDougald.	Westbrook.
McGregor.	

Absent—Excused. X

Bradley.	Holloway.
Burns of Walker.	Leonard.
Duvall.	Martin.

RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read, the following enrolled resolutions:

H. C. R. No. 19, Providing for joint session to hear an address by Hon. Melvin Traylor.

H. C. R. No. 10, Relative to paying insurance policies to World War veterans.

PROVIDING FOR COMMITTEE IN REGARD TO CERTAIN TAX DATA.

Mr. Petsch offered the following resolution:

Whereas, There are at this time pending in the Legislature a great number of bills dealing with subjects of taxation concerning the raising or lowering of various taxes heretofore levied and for the purpose of levying additional taxes on the properties and incomes of various corporations of this State; and

Whereas, There are no records available in the State Capitol which give full and complete information relative to facts which the Legislature might know and in order to be able to intelligently pass upon the various issues involved in the tax bills; and

Whereas, This Legislature should know among other things the total amount of taxes paid by all corporations doing business in Texas as public utilities, including therein railroad companies, express companies, inter-urban express companies, motor truck express companies, light and power companies, telephone and telegraph

companies, pipe line companies, and all other companies engaged in the business of public utilities as well as life and fire insurance companies, and should further be acquainted with the total amount of the property owned by them; and

Whereas, Neither the Comptroller of the State of Texas nor the Secretary of State nor any other department or departments of this State possess all of the aforesaid information required by the Legislature; and

Whereas, Such information can only be secured by a duly authorized and appointed committee of this House working in conjunction with the Attorney General, State Auditor, State Comptroller and Secretary of State; now, therefore, be it

Resolved, That the Speaker of the House of Representatives be directed to appoint a committee of three whose duty it shall be to gather the information hereinbefore referred to at the earliest possible time; and be it further

Resolved, That said committee be authorized to charge any and all expenses which might be necessary to secure the information for its compilation for the Legislature, and that the same be paid out of the contingent expense fund of this House; and be it further

Resolved, That the House of Representatives request the co-operation of the Attorney General, State Auditor, Comptroller and Secretary of State for the purpose of carrying out the duties of the committee; and be it further

Resolved, That said committee is hereby granted express authority and given express direction to inquire into any and all matters which might be deemed pertinent by the committee in order to digest the information hereinbefore referred to, and that the committee be expressly granted the right to obtain information regarding the assets and liabilities, income and expenses in detail and the property values as evidenced by the income tax returns of said corporations; and be it further

Resolved, That if it might become necessary hereafter for this committee to be empowered to take evidence in order to secure any of the aforesaid information that then and in such case this resolution may be amended to grant such power and authority to said committee.

Signed—Petsch, Graves, Howsley, Forbes, Hubbard.

The resolution was read second time.

On motion of Mr. Holder, the time allotted under the Rules of the House for the consideration of resolutions was extended at this time.

Mr. Harrison of El Paso moved that the resolution be referred to the Committee on Revenue and Taxation.

Mr. Gilbert moved to table the motion to refer the resolution.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—47.

Adams of Harris.	Jackson.
Adamson.	Johnson
Akin.	of Dimmit.
Barron.	Johnson of Morris.
Beck.	Lasseter.
Bedford.	Lee.
Bounds.	McGill.
Bryant.	Moffett.
Carpenter.	Moore.
Cox of Lamar.	Munson.
Cox of Limestone.	O'Quinn.
Cunningham.	Petsch.
Dodd.	Ratliff.
Fisher.	Rountree.
Forbes.	Satterwhite.
Gilbert.	Shelton.
Goodman.	Smith of Wood.
Graves.	Sparkman.
Greathouse.	Steward.
Hanson.	Towery.
Hefley.	Veatch.
Holder.	Wagstaff.
Howsley.	West of Cameron.
Hubbard.	Young.

Nays—71.

Adams of Jasper.	Engelhard.
Adkins.	Farmer.
Albritton.	Farrar.
Alsup.	Ferguson.
Anderson.	Ford.
Baker.	Giles.
Bond.	Grogan.
Boyd.	Hardy.
Brice.	Harman.
Brooks.	Harrison
Burns	of El Paso.
of McCulloch.	Harrison
Caven.	of Waller.
Claunch.	Herzik.
Coltrin.	Hill.
Coombes.	Hines.
Dale.	Hoskins.
Daniel.	Hughes.
Davis.	Justiss.
DeWolfe.	Kennedy.
Donnell.	Leonard.
Dowell.	Lilley.
Dunlap.	Lockhart.
Dwyer.	McCombs.
Elliott.	McGregor.

Mathis.	Terrell
Murphy.	of Cherokee.
Patterson.	Terrell.
Ramsey.	of Val Verde.
Reader.	Turner.
Richardson.	Van Zandt.
Scott.	Vaughan.
Sherrill.	Walker.
Smith of Bastrop.	Warwick.
Stevenson.	Weinert.
Strong.	West of Coryell.
Sullivant.	Wiggs.
Tarwater.	Wyatt.

Present—Not Voting.

Jones of Atascosa. Rogers.

Absent.

Finn.	Magee.
Fuchs.	Mehl.
Hatchitt.	Metcalfe.
Holland.	Morse.
Jones of Shelby.	Nicholson.
Johnson	Olsen.
of Dallam.	Pope.
Kayton.	Ray.
Keller.	Sanders.
Laird.	Savage.
Lemens.	Stephens.
Long.	Westbrook.
McDougald.	

Absent—Excused.

Bradley.	Holloway.
Burns of Walker.	Martin.
Duvall.	

Question then recurring on the motion to refer the resolution, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—92.

Adams of Jasper.	DeWolfe.
Adamson.	Donnell.
Adkins.	Dunlap.
Albritton.	Dwyer.
Alsup.	Elliott.
Anderson.	Engelhard.
Baker.	Farmer.
Barron.	Farrar.
Bedford.	Fisher.
Boyd.	Forbes.
Brice.	Ford.
Brooks.	Fuchs.
Carpenter.	Gilbert.
Caven.	Giles.
Claunch.	Grogan.
Coltrin.	Hanson.
Coombes.	Hardy.
Cox of Lamar.	Harman.
Cox of Limestone.	Harrison
Cunningham.	of El Paso.
Dale.	Harrison
Daniel.	of Waller.
Davis.	Hefley.

Herzik.	Rogers.
Hill.	Satterwhite.
Hines.	Scott.
Hoskins.	Sherrill.
Hughes.	Smith of Bastrop.
Jackson.	Smith of Wood.
Jones of Atascosa.	Sparkman.
Justiss.	Stevenson.
Kayton.	Strong.
Kennedy.	Sullivant.
Lasseter.	Tarwater.
Lee.	Terrell.
Lilley.	of Val Verde.
McDougald.	Towery.
McGregor.	Turner.
Mathis.	Van Zandt.
Moffett.	Vaughan.
Morse.	Veatch.
Munson.	Walker.
Murphy.	Warwick.
O'Quinn.	Weinert.
Patterson.	West of Coryell.
Ramsey.	Wiggs.
Reader.	Wyatt.
Richardson.	

Nays—29.

Akin.	Johnson of Morris.
Beck.	Lockhart.
Bond.	McCombs.
Bounds.	McGill.
Bryant.	Moore.
Burns.	Petsch.
of McCulloch.	Ratliff.
Dodd.	Rountree.
Goodman.	Shelton.
Graves.	Steward.
Greathouse.	Terrell.
Hatchitt.	of Cherokee.
Holder.	Wagstaff.
Howsley.	West of Cameron.
Hubbard.	Young.
Johnson	
of Dimmit.	

Absent.

Adams of Harris.	Long.
Dowell.	Magee.
Ferguson.	Mehl.
Finn.	Metcalf.
Holland.	Nicholson.
Jones of Shelby.	Olsen.
Johnson	Pope.
of Dallam.	Ray.
Keller.	Sanders.
Laird.	Savage.
Lemens.	Stephens.
Leonard.	Westbrook.

Absent—Excused. X

Bradley.	Holloway.
Burns of Walker.	Martin.
Duvall.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 3, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has read and adopted by a vote of
18 yeas, 6 noes, 1 present—not vot-
ing, House concurrent resolution
No. 10.

Senate concurrent resolution No.
12.

Senate concurrent resolution No.
10.

Senate concurrent resolution No.
11.

Respectfully,
JNO. B. DuPRIEST,
Assistant Secretary of the Senate.

RELATIVE TO VALUE OF MONEY.

The Speaker laid before the House,
for consideration at this time, reso-
lution by Mr. Bryant relative to the
value of money, the resolution hav-
ing been read second time on Wed-
nesday, January 28, and referred to
the Committee on Federal Relations,
and committee having reported the
resolution back without recommend-
ations.

Mr. Patterson moved to table the
resolution.

Yeas and nays were demanded, and
the motion to table prevailed by the
following vote:

Yeas—62.

Adams of Harris.	Graves.
Adams of Jasper.	Greathouse.
Adamson.	Grogan.
Adkins.	Hanson.
Barron.	Hardy.
Beck.	Harman.
Bounds.	Harrison.
Brooks.	of El Paso.
Burns.	Harrison
of McCulloch.	of Waller.
Caven.	Hill.
Claunch.	Hines.
Coltrin.	Holder.
Cox of Limestone.	Holland.
Daniel.	Howsley.
Davis.	Hubbard.
Dwyer.	Jackson.
Engelhard.	Johnson of Morris.
Ferguson.	Justiss.
Finn.	Keller.
Forbes.	Lemens.
Ford.	Lilley.
Fuchs.	McGill.
Goodman.	Mathis.

Murphy.	Towery.
Patterson.	Turner.
Richardson.	Van Zandt.
Satterwhite.	Vaughan.
Scott.	Wagstaff.
Shelton.	Walker.
Sherrill.	West of Coryell.
Stevenson.	West of Cameron.
Sullivant.	

Nays—31.

Albritton.	Hughes.
Baker.	Kennedy.
Bedford.	Laird.
Bond.	Lee.
Brice.	Lockhart.
Bryant.	McCombs.
Carpenter.	Rogers.
Coombes.	Smith of Wood.
Cox of Lamar.	Tarwater.
Dale.	Terrell
Dodd.	of Cherokee.
Donnell.	Terrell
Farmer.	of Val Verde.
Farrar.	Veatch.
Fisher.	Wyatt.
Hatchitt.	Young.
Hoskins.	

Present—Not Voting.

Akin.	Munson.
Alsup.	Ratliff.
Boyd.	Smith of Bastrop.
Cunningham.	Stephens.
Dowell.	Steward.
Giles.	Strong.
Herzik.	Warwick.
McDougald.	Weinert.
Moore.	Wiggs.

Absent.

Anderson.	Mehl.
DeWolfe.	Metcalfe.
Dunlap.	Moffett.
Elliott.	Morse.
Gilbert.	Nicholson.
Hefley.	Olsen.
Jones of Shelby.	O'Quinn.
Jones of Atascosa.	Petsch.
Johnson	Pope.
of Dallam.	Ramsey.
Johnson	Ray.
of Dimmit.	Reader.
Kayton.	Rountree.
Lasseter.	Sanders.
Long.	Savage.
Magee.	Sparkman.
McGregor.	Westbrook.

Absent—Excused.

Bradley.	Holloway.
Burns of Walker.	Leonard.
Duvall.	Martin.

TO INVESTIGATE COST OF CERTAIN MAPS AND CHARTS.

On motion of Mr. Holder, the following resolution was ordered printed in the Journal and consideration of same postponed until tomorrow.

Whereas, The State Board of Education has approved for use in public free schools a certain series of maps and charts, known as "The Hope of a Nation Series," and schools seeking State aid are required to purchase such series before they can receive State aid; and

Whereas, Said series is a copyrighted set of maps and charts that can be purchased only from one concern and at what appears to be an exorbitant price for such a series of maps and charts; and

Whereas, Such series does not meet with the approval of a majority of the teachers of the schools and is not being used at all by a great many of the schools that have purchased such maps and charts; and

Whereas, At this time of depression in the financial condition of the country, funds of the schools can be used to a much better advantage; and

Whereas, It is the sense of this House that schools should not be required to expend their funds for non-essential equipment in order to obtain State aid, especially an article controlled by any one particular concern and sold at an unreasonable price; therefore be it

Resolved by the House of Representatives of the State of Texas

(a) That investigation be ordered, the subject of which shall be to establish the true facts concerning the manufacturing cost, the contract price, distribution cost, selling cost, and all true facts concerning the use, the purchase, and the order to purchase the above set of maps and charts.

(b) To make proper recommendation to the Legislature so that the Legislature may take such action as it deems necessary and proper in the event any irregularities are found to exist in the transaction relating to the making of this adoption by the State Board of Education or by any person connected in any way with the making of such contract.

(c) That the Committee on Education of this House, as heretofore constituted, is specifically designated and charged with the duty and duties prescribed in this resolution.

(d) That said Committee shall have power to formulate its own rules of procedure and evidence, and for the holding of sessions of such hearings as long as such rules and sessions do not interfere with the rules and sessions of the House.

(e) That the Educational Committee of this House, when investigating the allegations contained herein, shall have power to issue process for witnesses to any place in this State, and to compel their attendance and to produce all books and records, and upon disobedience of subpoena the said Committee shall certify the matter to the House, which may in its judgment cause such persons or firm to appear before the bar of the House and show cause why they should not be adjudged in contempt of the House.

(f) The Committee herein designated shall have power to issue attachments, which may be served by the Sergeant-at-Arms of the House or any sheriff or constable in this State. Said Committee shall have power to inspect and make copy of any books, records or files of any department, commission or board of this State, and shall have the power to examine the books and records of any person, firm or corporation who may have had any dealings whatsoever with transactions pertaining to the adoption of the above set of maps and charts.

(g) The Committee shall have power to administer oaths and affirmations and may summons witnesses and direct the attachment of such witnesses who refuse to voluntarily appear.

(h) Witnesses attending said Committee under process shall be allowed the same mileage and per diem as is allowed witnesses in the trial of criminal cases in the district court.

(i) Said Committee shall have, under the direction of the Speaker of the House, authority to employ and compensate all necessary experts, stenographers or persons whose services may be necessary to develop the true facts in this investigation.

(j) That said Committee may call upon the Attorney General's Department for assistance and advice, and it shall be the duty of the Attorney General's Department to render opinions, to give counsel and assistance to said Committee upon the request of the chairman or members of said Committee.

(k) The Committee shall begin its labors at the earliest practical moment, and shall sit at all times convenient until its labors are completed, and shall make a full and complete report to the House of Representatives of the Forty-second Legislature, together with appropriate recommendations for such remedies or legislation as it may deem to be in the best interest of the school children of Texas and of their rights.

Signed—Sherrill, Holder.

TO PROVIDE NEW WATER COOLERS FOR THE HOUSE.

Mr. Warwick offered the following resolution:

Whereas, The water coolers in the House of Representatives are leaking and must be replaced; be it

Resolved, That the Committee on Contingent Expenses be authorized to buy two new electric water coolers, through the Board of Control, to be installed in the House of Representatives, same to be paid for out of the contingent expense account of the Forty-second Legislature.

The resolution was read second time and was adopted.

URGING ECONOMY IN STATE AFFAIRS.

Mr. McCombs offered the following resolution:

H. C. R. No. 20, To stress the need of economy in State affairs.

Whereas, Members of the Forty-second Legislature, upon convening of this body, witnessed a spectacle in the form of demands for relief for the unemployed never before experienced in the history of Texas; and

Whereas, The Legislature, upon the recommendation of the Chief Executive, has sought to relieve the financial strain upon our citizenship by postponing the date of payment of taxes; and

Whereas, The citizens of Texas generally and those of the agricultural sections particularly are faced with an economic situation and a depressed financial condition heretofore unknown in the history of our country; and

Whereas, Business and professional men, farmers, stockmen, and all other citizens, have of necessity been curtailing expenses of all kinds, reducing salaries and otherwise cutting expenses; and

Whereas, We recognize the necessity of practicing the most rigid

economy in governmental expenditures in order to avert a deficiency in the State Treasury during the next biennium; and

Whereas, The depression that prevails justifies the position that no salaries be increased by this session of the Legislature, except to equalize salaries where manifest inequalities exist; therefore, be it

Resolved, That it is the sense of the Senate of Texas, the House of Representatives concurring, That we should not at this session of the Legislature expand the activities of any institution or department of government now existing that will incur unwarranted added expense, and that we do not create new and additional departments, bureaus and commissions that will add expense to our State. Be it further

Resolved, That we appeal to department heads and State institution heads to join in a program of economy and sane and sensible expenditure of public funds to the end that there shall be a reduction of expense and that the State tax rate will not be increased for the ensuing biennium. Be it further

Resolved, That a committee of seven, three from the Senate and four from the House of Representatives, be appointed by the presiding officer of each body, to confer with the State Auditor and Efficiency Expert and recommend to this session of the Legislature the elimination and consolidation of departments, bureaus and commissions that, in the judgment of said committee, can be abolished and consolidated without injuring the efficiency of our government. Be it further

Resolved, That we recognize the necessity of reducing the operating costs of our State government to the end that all salaries and other expenses be held to the irreducible minimum for the biennium beginning September 1, 1931, and ending August 31, 1933, and that we pledge ourselves to such program. Be it further

Resolved, That we call upon city and county officials and private citizens in all walks of life to refrain from petitioning their legislators to increase salaries by wholesale and create unnecessary agencies for the expenditure of public funds, and that if economy is to be practiced we

must have the active co-operation of every citizen of Texas and all public officials—city, county and State.

Signed—McCombs, Hughes.

The resolution was read second time.

On motion of Mr. McCombs, the resolution was referred to the Committee on State Affairs.

TO REDUCE SALARIES OF STATE EMPLOYEES.

Mr. DeWolfe offered the following resolution:

Whereas, There should always be a parity between the salaries of public employes and the cost of living in order to preserve the principles that the laborer is worthy of his hire and that the burdens of government may rest lightly upon the people; and

Whereas, It is necessary in order to preserve these principles that the salaries of public employes be from time to time readjusted so as to meet the varying and fluctuating cost of living; and

Whereas, The present statutory salaries of the employes of this State were fixed at a time when the cost of living was at its maximum to meet the conditions then existing; and

Whereas, At the time such salaries were fixed it was urged as a reason for so fixing them, and was accepted as a reason and acted on, that the high cost of living at that time was out of relation to the salaries then existing, and that the salaries should be fixed to meet such high cost of living; and

Whereas, Such salaries were fixed to meet such high cost of living; and

Whereas, The staples of life, wheat, cotton, corn, sugar, coffee, and clothing are now at the lowest prices in the history of this government for a period of twenty-five (25) years and the cost of living is thereby greatly reduced; and

Whereas, To restore the parity between the salaries of public employes and the cost of living, said salaries should be readjusted and reduced; now, therefore, be it

Resolved by the House, That the Committee on Appropriations in setting up its bills for the maintenance and operation of the State govern-

ment, its departments and institutions, shall effectuate a horizontal cut in all salaries of ten per cent less than the present salary being paid any employe in this State where such salary is now equal to \$200 or more per month; and said committee shall submit to this House for its consideration its bills carrying such ten per cent reduction in all such salaries.

Signed—DeWolfe, Albritton, Lockhart, Cox of Lamar, Lee, Rogers, Hoskins, Akin, Ford, Murphy, Finn, Walker, McCombs, Hughes, Hill, Davis, Savage, Jones of Shelby, Ramsey, Ray, Kennedy, Bounds, Justiss, Kayton, Hefley, McGregor, Gilbert, Veatch, Bond, Weinert, Elliott, Vaughan, Stevenson.

The resolution was read second time.

On motion of Mr. McGregor, the resolution was ordered printed in the Journal and postponed until tomorrow.

ADJOURNMENT.

Mr. Anderson moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Van Zandt moved that the House recess until 10 o'clock a. m. tomorrow.

The motion of Mr. Anderson prevailed, and the House, accordingly, at 12:10 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Agriculture: House concurrent resolution No. 18.

Criminal Jurisprudence: House bills Nos. 244 and 268.

Highways and Motor Traffic: House bill No. 166 and House concurrent resolution No. 3.

Insurance: House bills Nos. 229, 231 and 233.

Judiciary: House bill No. 125.

The Committee on Criminal Jurisprudence filed an adverse report on House bill No. 8 with a minority favorable report.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 3, 1931.
Hon. Fred H. Minor, Speaker of the House of Representatives.
Sir: Your Committee on Enrolled Bills, to whom was referred
H. C. R. No. 19, Inviting Hon. Melvin A. Traylor to address Legislature.
Have carefully compared same and find it correctly enrolled.
COX of Lamar, Chairman.

Committee Room,
Austin, Texas, February 3, 1931.
Hon. Fred H. Minor, Speaker of the House of Representatives.
Sir: Your Committee on Enrolled Bills, to whom was referred
H. C. R. No. 10, To urge payment of World War veterans' insurance policies.
Have carefully compared same and find it correctly enrolled.
COX of Lamar, Chairman.

THIRTEENTH DAY.

(Wednesday, February 4, 1931.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called and the following members were present:

Mr. Speaker.	Cox of Lamar.
Adams of Harris.	Cox of Limestone.
Adams of Jasper.	Cunningham.
Adamson.	Dale.
Adkins.	Daniel.
Akin.	Davis.
Albritton.	DeWolfe.
Alsup.	Dodd.
Anderson.	Donnell.
Baker.	Dowell.
Barron.	Dunlap.
Beck.	Dwyer.
Bedford.	Elliott.
Bond.	Engelhard.
Bounds.	Farmer.
Boyd.	Farrar.
Brice.	Ferguson.
Brooks.	Finn.
Bryant.	Fisher.
Burns	Forbes.
of McCulloch.	Ford.
Carpenter.	Fuchs.
Caven.	Gilbert.
Claunch.	Giles.
Coltrin.	Goodman.
Coombes.	Graves.

Greathouse.	Moore.
Grogan.	Morse.
Hanson.	Munson.
Hardy.	Murphy.
Harman.	Nicholson.
Harrison	Olsen.
of El Paso.	O'Quinn.
Harrison	Patterson.
of Waller.	Petsch.
Hatchitt.	Pope.
Hefley.	Ramsey.
Herzik.	Ratliff.
Hill.	Ray.
Hines.	Reader.
Holder.	Richardson.
Holland.	Rogers.
Holloway.	Rountree.
Hoskins.	Sanders.
Howsley.	Satterwhite.
Hubbard.	Savage.
Hughes.	Scott.
Jackson.	Shelton.
Johnson	Sherrill.
of Dallam.	Smith of Bastrop.
Johnson	Smith of Wood.
of Dimmit.	Sparkman.
Johnson of Morris.	Stephens.
Jones of Shelby.	Stevenson.
Jones of Atascosa.	Steward.
Justiss.	Strong.
Kayton.	Sullivant.
Keller.	Tarwater.
Kennedy.	Terrell
Laird.	of Cherokee.
Lasseeter.	Terrell
Lee.	of Val Verde.
Lemens.	Towery.
Leonard.	Turner.
Lilley.	Van Zandt.
Lockhart.	Vaughan.
Long.	Veatch.
McCombs.	Wagstaff.
McDougald.	Walker.
McGill.	Warwick.
McGregor.	Weinert.
Magee.	West of Coryell.
Martin.	West of Cameron.
Mathis.	Westbrook.
Mehl.	Wiggs.
Metcalf.	Wyatt.
Moffett.	Young.

Absent.

Duvall.

Absent—Excused.

Bradley.

Burns of Walker.

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following member was granted leave of absence on account of important business:

Mr. Burns of Walker for today, on motion of Mr. Stevenson.

The following members were granted leaves of absence on account of illness:

Mr. Holloway for today, on motion of Speaker Minor.

Mr. Bradley for today and the balance of the week, on motion of Mr. Greathouse.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Terrell of Cherokee, Mr. Laird, Mr. Alsup and Mr. Grogan et al.:

H. B. No. 342, A bill to be entitled "An Act to authorize the trapping or killing of fur-bearing animals and the killing of squirrels in certain counties during certain months of the year; prescribing penalties, repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Gilbert and Mr. Sullivant:

H. B. No. 343, A bill to be entitled "An Act to amend Article 6208, Revised Civil Statutes of 1925, General Laws of the Forty-first Legislature, Chapter 82, page 254, of the Fifth Called Session, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hatchitt:

H. B. No. 344, A bill to be entitled "An Act amending Chapter 8 of the General and Special Laws of Texas of the Third and Fourth Called Sessions of the Thirty-first Legislature, 1910, the same now being Article 612, Penal Code, 1925, entitled 'An Act to prohibit the exhibition of prize fights or glove contests, and any obscene, indecent or immoral show or exhibition by means of moving picture films, bioscopes, magic lanterns or other devices, in moving picture shows, theatres, or any other place whatsoever, by any person, association, corporation or any agent or employe of any person, association, cor-

poration, or receiver, firm or person, etc., and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Harrison of El Paso:

H. B. No. 345, A bill to be entitled "An Act to repeal Article 2234 of the Revised Civil Statutes of the State of Texas, and declaring an emergency."

(Relating to new trials for misconduct of jurors.)

Referred to Committee on Judiciary.

By Mr. Harrison of El Paso:

H. B. No. 346, A bill to be entitled "An Act amending Article 2233 of the Revised Civil Statutes of the State of Texas, 1925, which article provides that no more than two new trials shall be granted either party except where the jury erred in a matter of law, or has been guilty of some misconduct, and declaring an emergency."

Referred to Committee on Judiciary.

By Mrs. Hughes and Mr. Harrison of El Paso:

H. B. No. 347, A bill to be entitled "An Act to repeal Article 2450 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

(Relating to changing of executions to another county.)

Referred to Committee on Judiciary.

By Mrs. Hughes and Mr. Harrison of El Paso:

H. B. No. 348, A bill to be entitled "An Act amending Article 3736, Revised Civil Statutes of the State of Texas, 1925, so that suits may be filed on sworn accounts, including liquidated money demands on written contracts, and business dealings on which systematic record of accounts has been kept, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Grogan:

H. B. No. 349, A bill to be entitled "An Act fixing the salary of the county superintendent of public instruction in a certain class of counties classified according to population, said salary to be paid in the same

manner and out of the same funds as provided for county superintendent under the laws of this State, and declaring an emergency."

Referred to Committee on Education.

By Mr. Grogan and Mr. Lilley:

H. B. No. 350, A bill to be entitled "An Act to place a limitation on the period which reserved minerals may be retained by a person who sells land and reserves all of the minerals, and providing for same to revert to land from which segregated within the specified limitation."

Referred to Committee on Judiciary.

By Mr. Graves:

H. B. No. 351, A bill to be entitled "An Act amending Article 921 of the Code of Criminal Procedure of the State of Texas of 1925, amending the same by providing that the court may in its discretion impanel a jury to try the issue of a convict defendant's insanity, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Graves:

H. B. No. 352, A bill to be entitled "An Act creating the office of criminal district attorney in those counties which constitute at least one and not more than two separate judicial districts within themselves in which there is not now a district attorney; providing that the present county attorney in those counties who performs the duties of county and district attorney shall qualify as criminal district attorney, remain in office and take the oath and give the bond required of district attorneys by the Constitution and laws of Texas, etc., and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Graves:

H. B. No. 353, A bill to be entitled "An Act to amend Article 1811, Revised Civil Statutes of 1925, so as to provide for the appointment by the Court of Criminal Appeals of the State prosecuting attorney before said court, prescribing the duties, qualifications and term of office of said attorney; transferring all duties and matters now provided by law for the 'Assistant State Prosecuting At-

torney' to the State Prosecuting Attorney, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Harman and Mr. Ford:

H. B. No. 354, A bill to be entitled "An Act to amend Article 1316, Title 17, Chapter 1, of the Penal Code of 1925, and declaring an emergency."

(Relating to consolidation of corporations.)

Referred to Committee on Criminal Jurisprudence.

By Mr. Van Zandt:

H. B. No. 355, A bill to be entitled "An Act to amend Article 3914, Revised Civil Statutes, 1925, relating to fees collected by the Secretary of State, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Bond:

H. B. No. 356, A bill to be entitled "An Act to amend Article 4014, Revised Civil Statutes of 1925, which regulates reports required to be made to the Railroad Commission by corporations, companies and persons issuing free transportation, by providing that such report shall be made as and when requested by the Railroad Commission of Texas, and fixing a penalty for violation of the law, repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Common Carriers.

By Mr. Bond, Mr. Barron, Mr. Satterwhite, Mr. Sullivan et al.:

H. B. No. 357, A bill to be entitled "An Act providing for the preservation of the Butterfield State Road or Southern Overland Mail Route running through the State of Texas from Colbert's Ferry on the Red River to El Paso in West Texas, prescribing that said road shall always be known as the Butterfield Trail, requiring the Highway Commission to preserve and maintain a highway along or near the route described in this act, with side roads to historic points; describing the route of said highway, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Wagstaff:

H. B. No. 358, A bill to be entitled "An Act to amend Articles 5353, 5354,

5358 and 5364, Division 2, Chapter 4, of the Revised Civil Statutes of 1925, relating to the sale of oil and gas leases on coastal areas and unsold unsurveyed school land, so as to include unsold surveyed school land, etc., and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. McGregor and Mr. Weinert:

H. B. No. 359, A bill to be entitled "An Act establishing an Art Commission for the State of Texas, providing for appointment of the members thereof, prescribing their qualifications and defining the powers and duties of such commission, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Cox of Limestone and Mr. Ferguson:

H. B. No. 360, A bill to be entitled "An Act to amend Article 4880 of the Revised Civil Statutes of Texas (Revision of 1925), so as to include therein all profit-sharing, mutual, reciprocal, underwriters and Lloyd companies or associations writing fire insurance policies or contracts in this State, and to repeal Article 4903 of said Revised Civil Statutes, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Hanson:

H. B. No. 361, A bill to be entitled "An Act prescribing who shall be permitted to vote in any election held for the purpose of determining whether or not a tax shall be levied and collected against property in any county, subdivision of a county, district or municipality, whatsoever, city, town or village, etc., and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Scott, Mr. Adkins and Mr. Coombes:

H. B. No. 362, A bill to be entitled "An Act to provide for filling any vacancy that may occur in the office of the county superintendent of schools; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Education.

By Mr. Vaughan (by request):

H. B. No. 363, A bill to be entitled "An Act to amend Article 1111, of Chapter 10, Title 28, of the 1925 Revised Civil Statutes of Texas, being Article 772a of the Acts of the 1911 Legislature of Texas, page 230, and declaring an emergency."

(Relating to power of cities and towns to encumber their light and water systems, etc.)

Referred to Committee on Municipal and Private Corporations.

By Mr. Gilbert:

H. B. No. 364, A bill to be entitled "An Act amending Chapter 82, Article 6221a, of the Revised Civil Statutes of 1925, as amended by the Forty-first Legislature, Fifth Called Session, page 252, and declaring an emergency."

(Relating to pensions.)

Referred to Committee on State Affairs.

By Mr. Harman and Mr. Ford:

H. B. No. 365, A bill to be entitled "An Act to amend Section 14, Chapter 34, of the Acts of the First Called Session of the Forty-first Legislature of the State of Texas, entitled 'An Act to create a more efficient road system for McLennan county, Texas,' by adding thereto Sections 14a and 14b, to authorize the commissioners court to expend county funds in any incorporated city or town for county and State highway road purposes and validating any previous action had and taken, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Farmer, Mr. Olsen, Mr. Baker and Mr. Forbes:

H. B. No. 366, A bill to be entitled "An Act to provide an old age relief system for resident citizens over the age of sixty-five years; providing for the administration of the system through the State Comptroller and the county commissioners courts of the various counties in the State, and permitting the payment of the old age relief and the expense of the administration from the general revenue of the State of Texas and the county of which the applicant is a resident, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Lockhart:

H. B. No. 367, A bill to be entitled "An Act to amend Article 6003 of the Revised Civil Statutes of Texas, 1925, by adding thereto the words 'in the name of any person injured by the act of such officer done by virtue of or under color of his office' between the words 'no official bond shall be void, but may be sued upon' and the words 'in separate actions until exhausted,' and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Holder, Mr. Morse, and Mr. Savage et al.:

H. B. No. 368, A bill to be entitled "An Act to amend Article 2592 of the Revised Civil Statutes of Texas of 1925."

Referred to Committee on Education.

By Mr. Holland:

H. B. No. 369, A bill to be entitled "An Act amending Article 3832 of the Revised Statutes more clearly defining what personal property shall be reserved to every family exempt from attachment and execution and every other species of forced sale for the payment of debts, and declaring an emergency."

Referred to Committee on Judiciary.

COMMITTEE AMENDMENT ORDERED PRINTED.

On motion of Mr. DeWolfe, the committee amendment to House bill No. 94 was ordered printed in lieu of the original bill.

RELATIVE TO HOUSE BILL NO. 234.

Mr. Towery moved that House bill No. 234 be withdrawn from the Committee on State Affairs and referred to the Committee on Judiciary.

Mr. McCombs raised a point of order on further consideration of the motion on the ground that the Committee on State Affairs has reported the bill adversely.

The Speaker sustained the point of order.

BILL RE-REFERRED.

On motion of Mr. Greathouse, House bill No. 239 was withdrawn from the Committee on Municipal and Private Corporations and referred to the Committee on Conservation and Reclamation.

BILL ORDERED NOT PRINTED.

On motion of Mr. McDougald, House bill No. 286 was ordered not printed.

BILL ORDERED PRINTED.

Mr. Graves moved that House bill No. 80, reported adversely with a minority favorable report, be printed.

Yeas and nays were demanded, and the motion prevailed by the following vote:

Yeas—98.

Adams of Jasper.	Johnson
Adkins.	of Dimmit.
Akin.	Johnson of Morris.
Albritton.	Jones of Shelby.
Alsup.	Jones of Atascosa.
Anderson.	Justiss.
Baker.	Kennedy.
Bedford.	Laird.
Bond.	Lasseter.
Bounds.	Lee.
Boyd.	Lemens.
Brice.	Leonard.
Bryant.	Long.
Burns	McCombs.
of McCulloch.	McGill.
Carpenter.	McGregor.
Claunch.	Magee.
Coltrin.	Moffett.
Cox of Lamar.	Moore.
Cox of Limestone.	O'Quinn.
Cunningham.	Petsch.
Daniel.	Ray.
Dodd.	Reader.
Donnell.	Richardson.
Dowell.	Rountree.
Dunlap.	Sanders.
Elliott.	Satterwhite.
Engelhard.	Savage.
Farmer.	Scott.
Finn.	Shelton.
Forbes.	Sherrill.
Ford.	Smith of Bastrop.
Fuchs.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Stephens.
Goodman.	Stevenson.
Graves.	Steward.
Grogan.	Strong.
Hanson.	Tarwater.
Harman.	Terrell of Cherokee.
Harrison	Terrell
of El Paso.	of Val Verde.
Hatchitt.	Towery.
Hines.	Turner.
Holder.	Van Zandt.
Holloway.	Vaughan.
Hoskins.	Veatch.
Hubbard.	Wagstaff.
Jackson.	West of Coryell.
Johnson	West of Cameron.
of Dallam.	Wyatt.
	Young.

Nays—30.

Adamson.	Kayton.
Beck.	Keller.
Coombes.	Lilley.
Dale.	Lockhart.
DeWolfe.	McDougald.
Ferguson.	Mathis.
Fisher.	Morse.
Greathouse.	Munson.
Harrison	Nicholson.
of Waller.	Olsen.
Hefley.	Ratliff.
Herzik.	Rogers.
Hill.	Sullivant.
Holland.	Walker.
Howsley.	Weinert.
Hughes.	

Present—Not Voting.

Farrar.

Absent.

Adams of Harris.	Mehl.
Barron.	Metcalfe.
Brooks.	Murphy.
Caven.	Pope.
Davis.	Ramsey.
Duvall.	Warwick.
Dwyer.	Westbrook.
Hardy.	Wiggs.
Martin.	

Absent—Excused.

Bradley.	Patterson.
Burns of Walker.	

MOTION TO PRINT HOUSE BILL
NO. 28.

Mr. Terrell of Cherokee moved that House bill No. 28, reported adversely with a minority favorable report, be printed.

Yeas and nays were demanded and the motion was lost by the following vote:

Yeas—48.

Adams of Jasper.	Hanson.
Adamson.	Hoskins.
Akin.	Jackson.
Albritton.	Johnson
Anderson.	of Dallam.
Baker.	Jones of Shelby.
Bounds.	Jones of Atascosa.
Bryant.	Keller.
Coombes.	Kennedy.
Cox of Limestone.	Laird.
Cunningham.	Lee.
Dale.	Lemens.
Dodd.	Leonard.
Farmer.	Lockhart.
Farrar.	McGill.
Finn.	Pope.
Goodman.	Reader.
Hatchitt.	Richardson.

Satterwhite.	Terrell
Smith of Bastrop.	of Val Verde.
Smith of Wood.	Vaughan.
Sparkman.	Veatch.
Stevenson.	Wagstaff.
Terrell	Weinert.
of Cherokee.	West of Coryell.
	Wyatt.

Nays—76.

Adkins.	Johnson of Morris.
Alsup.	Justiss.
Beck.	Lasseter.
Bedford.	Lilley.
Brice.	Long.
Brooks.	McCombs.
Claunch.	McDougald.
Coltrin.	Magee.
Cox of Lamar.	Mathis.
Daniel.	Mehl.
Davis.	Metcalf.
DeWolfe.	Moore.
Donnell.	Morse.
Dowell.	Munson.
Dwyer.	Murphy.
Elliott.	Nicholson.
Engelhard.	Olsen.
Ferguson.	O'Quinn.
Fisher.	Patterson.
Forbes.	Petsch.
Ford.	Ramsey.
Fuchs.	Ratliff.
Giles.	Ray.
Greathouse.	Rogers.
Grogan.	Rountree.
Harman.	Sanders.
Harrison	Scott.
of El Paso.	Shelton.
Harrison	Sherrill.
of Waller.	Stephens.
Hefley.	Steward.
Herzik.	Strong.
Hill.	Sullivant.
Hines.	Tarwater.
Holder.	Towery.
Holland.	Turner.
Holloway.	Van Zandt.
Howsley.	Walker.
Hughes.	Warwick.

Present—Not Voting.

Adams of Harris. Wiggs.

Absent.

Barron.	Hubbard.
Bond.	Johnson
Boyd.	of Dimmit.
Burns	Kayton.
of McCulloch.	McGregor.
Carpenter.	Martin.
Caven.	Moffett.
Dunlap.	Savage.
Duvall.	West of Cameron.
Gilbert.	Westbrook.
Graves.	Young.
Hardy.	

Absent—Excused. ☒

Bradley. Burns of Walker.

Mr. Holder moved to reconsider the vote by which the motion to print was lost and to table the motion to reconsider.

The motion to table prevailed.

EXTENDING THANKS TO HON. L. W. KEMP.

Mr. Satterwhite offered the following resolution:

Whereas, Mr. L. W. Kemp of Houston, a student of Texas history, discovered a few years ago that the graves of many pioneers who were recognized leaders in the making possible of our present great State of Texas, had been abandoned and neglected to the extent that many were unmarked and lost so far as the public was aware, and at his own personal expense Mr. Kemp sought out and discovered many of such neglected graves; and

Whereas, The Forty-first Legislature made an appropriation to be used in removing the remains of these early day pioneers to the State Cemetery in Austin and erecting suitable slabs marking such graves; and

Whereas, Mr. Kemp has succeeded in having the remains of many of said pioneers removed to the State Cemetery in Austin, and placed at the graves of others suitable marking slabs, a list of the names and brief biographical statement of each person being herewith attached; therefore, be it

Resolved by the House of Representatives of the Forty-second Legislature of the State of Texas on behalf of the citizenship of Texas, Extend to Mr. Kemp our earnest and sincere appreciation for this great work he has accomplished, and that a copy of this resolution, including the statement herewith attached, be properly enrolled and approved and signed by the Speaker and Chief Clerk of the House, be presented to Mr. Kemp, and also printed in the Journal of today's proceedings of the House.

The statement is as follows:

Removed the remains of General Edward H. Tarrant from an unmarked grave near Italy, Ellis county, and reinterred them in "Pioneer's Rest," at Fort Worth. General Tarrant participated in the battle of New Orleans in the War of 1812. He served in the Congress of the Republic and in the Legislature of the

State of Texas. As Commander of Rangers he protected the frontier of Texas against the intrusions of Indians. Tarrant county was named in his honor.

Removed the remains of Edwin Waller and wife from unmarked graves in an abandoned cemetery in Waller county to the State Cemetery at Austin.

Edwin Waller fought at the Battle of Velasco in 1832 and signed the Texas Declaration of Independence, March 2, 1836. Acting under appointment from President Lamar he planned the city of Austin and built the first Capitol erected at that city. He was the first mayor of Austin. Waller county was named for him.

The expenses for removing the remains of General Tarrant and Colonel and Mrs. Waller were not borne by the State.

Removed the remains of James Pinckney Henderson from the old Congressional Cemetery at Washington, D. C., to the State Cemetery at Austin, and there erected a monument.

J. Pinckney Henderson was a Brigadier-General in the Army of Texas in 1836, and after independence was gained was Texas' Minister to England and France. He was the first Governor of the State and died at Washington soon after his inauguration as United States Senator.

Replaced the dilapidated marker at the grave of Kenneth L. Anderson, last Vice-President of the Republic of Texas, at Anderson, Grimes county, with a monument costing six hundred (\$600) dollars.

Removed the remains of Captain Jesse Billingsley from a lone grave near McDade, Bastrop county, to the State Cemetery at Austin.

Captain Billingsley commanded a company at San Jacinto, and later a Ranger company. He was a Representative in the Congress of the Republic, a Senator in the Legislature of the State of Texas. At his death he was buried in the front yard of his home. Later the property was sold to people not related to him.

Removed the remains of Jesse Grimes and wife from an abandoned cemetery near Stoneham, Grimes county, to the State Cemetery at Austin.

Jesse Grimes was a signer of the Texas Declaration of Independence, a Senator in the Congress of the Republic, and the Legislature of the

State. Grimes county was named for him.

Removed the remains of John A. Greer from an abandoned cemetery near San Augustine to the State Cemetery, and there erecting a monument. The land on which the cemetery from which he was removed is located is now the property of a negress.

John A. Greer was a Senator from the Second to the Ninth, inclusive, Congress of the Republic, and was Lieutenant Governor of the State. Greer county, Oklahoma, was named for him.

Removed the remains of Oliver Jones and wife from an abandoned cemetery at Houston to the State Cemetery at Austin and there erecting a monument. Their graves in Houston were buried by four feet of trash and debris.

Oliver Jones, while a Senator in the Congress of the Republic, was a member of the committee that presented for adoption the official flag of the Republic, which is our present State flag.

Removed the remains of Captain Jesse Moseley Baker and wife from an abandoned grave in the city of Houston to the State Cemetery. Their graves were near those of Senator Oliver Jones and wife, had previously been removed by their daughter from another cemetery in Houston after it had been abandoned and neglected. Their final resting place will receive daily and perpetual care.

Captain Moseley Baker commanded a company at San Jacinto and was one of the outstanding men of the army.

Removed the remains of Peter Hansbrough Bell and wife from Littleton, North Carolina, to the State Cemetery at Austin, and there erecting a monument. The brick vault over their graves had crumbled and had but recently been repaired by ladies of Littleton, who sent Mr. Kemp a bill for ten dollars for the work done. The bill was paid personally by Mr. Kemp.

Peter H. Bell fought as a private at San Jacinto, and in 1839 was made Inspector General of the Army. As Lieutenant Colonel of the regiment he participated in the Mexican War. He served two terms as Governor of Texas and two terms as a Representative from Texas in the Congress of the United States.

Removed the remains of Richard Ellis and wife from an abandoned

cemetery near New Boston, Bowie county, to the State Cemetery. Their graves, lost for years, were located by the Hon. R. M. Hubbard, member of the House of the Forty-first and Forty-second Legislature.

Richard Ellis was chairman of the convention that framed and adopted the Texas Declaration of Independence, and was a signer of that historic document. Later he was a member of the Congress of the Republic. Ellis county was named for him.

Removed the remains of former Governor Hardin R. Runnels from a family cemetery near New Boston, Texas, to the State Cemetery.

Removed the remains of Rev. James C. Wilson from an abandoned cemetery near Gonzales to the State Cemetery and there erected a monument.

Rev. Wilson was captured at the Battle of Mier, Mexico, in 1842 and was imprisoned at Mexico City. Born in England, he could have secured his release on the claim that he was an English subject. His reply was: "I owe allegiance to no nation other than Texas." He escaped from prison in 1844. He later served as a Senator from Matagorda in the Legislature, and in 1856 was Commissioner of Claims. He was an outstanding orator of his day. A county in Texas bears his name.

Removed the remains of Robert M. Williamson ("Three Legged Willie") from Wharton to the State Cemetery and there erected a monument.

Williamson took an active part in encouraging the revolt against Mexico, and although a cripple, served in the army on more than one occasion. He was a member of the Supreme Court of the Republic and was an outstanding jurist. He was a Representative in the Congress of the Republic and in the Legislature of the State. Williamson County was named for him.

Removed the remains of Robert Potter from an unmarked grave on a bank of Caddo Lake in Marion county to the State Cemetery and there erected a monument.

Robert Potter, with all his sins, did much for Texas. He was a signer of the Texas Declaration of Independence, first Secretary of the famous Texas Navy, and a Senator in the Congress of the Republic. Potter county was named in his honor.

Removed the remains of William B. Scates and wife from unmarked graves in an abandoned cemetery in

Montgomery county to the State Cemetery and there erected a joint monument to their memory.

Mr. Scates was a signer of the Texas Declaration of Independence and a private in Capt. Jesse Billingsley's Company at San Jacinto.

Erected a monument at the unmarked grave of Robert J. Calder and wife in the Masonic Cemetery at Richmond, Texas. Capt. Calder commanded a company at San Jacinto and with Benjamin C. Franklin was sent by Gen. Houston to notify President Burnet at Galveston that the Mexicans had been defeated at San Jacinto and Texas was free.

Erected a monument at the grave of Alexander Horton at San Augustine. Horton was aide-de-camp to Gen. Houston and was a noted Indian fighter before and after Texas won her independence. Two daughters of Major Horton are alive and prior to the erection of the monument have often expressed the thought "Texas has forgotten father."

Erected a monument to Robert A. Irion at his unmarked grave in Oakhill Cemetery at Nacogdoches.

Dr. Irion won the heart of the charming Anna Raquet to whom Gen. Houston addressed an affectionate letter from the San Jacinto battlefield. This, however, did not prevent the gracious Houston from appointing his rival Secretary of State in his Cabinet during his first and second administration. Irion county was named for Dr. Irion.

Erected a monument at the unmarked grave in the City Cemetery at Gonzales of Matthew ("Old Paint") Caldwell.

Matthew Caldwell was a signer of the Texas Declaration of Independence. His life was practically spent in the volunteer army of the Republic. In 1840 he was one of the company commanders at the battle of Plum Creek, against Indians. In 1841 he commanded a company on the ill-fated Santa Fe Expedition, spending many dreary months later in a Mexican dungeon. In 1842 he was placed in command of all the volunteers who had hastened to the relief of San Antonio after its capture by Gen. Adrian Woll. At Salado Creek the advance of Woll and his army of 1450 soldiers was checked by "Old Paint" and 202 Texans, and the Mexicans began a hurried retreat from Texas soil. Caldwell county was named for this brave Texan.

Erected a monument at the grave of William L. Hunter, a survivor of the Goliad massacre. Judge Hunter later served as a Senator in the Texas Legislature.

Erected a monument at the grave of Gen. Hugh McLeod in the State Cemetery. McLeod was Adjutant General of the Army. As brigadier general he commanded the Santa Fe Expedition in 1841. Later he was an officer in the Confederate Army.

Erected a monument at the grave of Francis W. Johnson at the State Cemetery. Johnson commanded the Texas forces at the capture of Bexar after Benjamin R. Milam fell.

Funds for a monument to Erastus ("Deaf") Smith were appropriated by the Forty-first Legislature. This monument near his grave at Richmond, Texas, will be unveiled January 25, 1931. Loyal Texans will ever regret that the exact location of this illustrious man has been lost.

"Deaf" Smith was the outstanding scout and spy in Gen. Houston's army. His name will ever be remembered as the man detailed to burn Vince's bridge. Deaf Smith county was, of course, named for him.

Erected a monument to James H. Callahan and wife in the State Cemetery. Their remains will be moved from an unmarked grave at Blanco, Texas, on January 24, 1931.

Callahan engaged in many expeditions against the Indians and Mexicans during the days of the Republic and early Statehood. Callahan county was named for him.

An appropriation was made by the Forty-first Legislature to remove the remains of Capt. Benjamin F. Bryant and wife from an abandoned cemetery on Little River in Milam county to the State Cemetery. The bodies will be moved in February, 1931.

Capt. Bryant commanded a company at San Jacinto and was later Indian agent for the government. He established Bryant's Station on Little river in Milam county and here on a hillside on land not belonging to their descendants they sleep in two lonely graves. They were originally buried in a flower bed in their yard.

Removed the remains of Royal T. Wheeler and wife from unmarked graves in an abandoned cemetery near Galveston, where only three feet of sand covered their caskets.

Royal T. Wheeler, a district judge in 1842, became a member of the

First Supreme Court of the State along with the great John Hemphill and Abner S. Lipscomb. Upon the election of Judge Hemphill to the United States Senate, Wheeler became Chief Justice and held that position up to the time of his death.

Mr. Kemp had the remains of Judge Wheeler and his wife moved at the expense of Mr. John Darrouzet of the Galveston Bar, and the Forty-first Legislature appropriated two hundred fifty (\$250) dollars for a monument at their new graves near those of Judge Lipscomb and Judge Hemphill. Shortly thereafter, at a banquet given by the Galveston Bar to the Supreme Court, a movement was started to erect a monument to Justices Hemphill, Wheeler and Lipscomb, members of the First Supreme Court of the State. The Texas Bar Association at its annual meeting following, at San Antonio, approved the suggestions and immediately began raising a fund of \$40,000 for such monument. This will shortly be erected on the Capitol grounds at Austin. Such action on the part of the leading lawyers of Texas is indeed commendable. At the same time attention is called to the fact that this one monument will cost more than twice the total amount used in removing the remains of the Texas heroes mentioned above, and fittingly marking their graves.

The resolution was read second time and was adopted.

Mr. Satterwhite asked unanimous consent to have the data attached to the resolution printed in the Journal.

There was no objection offered.

PROVIDING PIANO FOR HALL.

Mr. Lemens offered the following resolution:

Whereas, The people of the Seventh Representative District of the sovereign State of Texas, in their wisdom, have seen fit to select as Representative from among their ranks a man of distinct accomplishments in affairs other than purely governmental, in the person of Lonnie E. Alsup; and

Whereas, Mr. Alsup is recognized throughout his section of the State as the American version of Paderewski; and

Whereas, Said Lonnie E. Alsup, in response to the unction and appeal of the less musical members of the Legislature, has agreed to display his talents for the delight and

amusement of the members during the monotonous periods and idle moments of the legislative sojourn in Austin; and

Whereas, The J. R. Reed Music Company of Austin has generously agreed to furnish a piano for the entertainment of the House of Representatives free of cost to the State of Texas; now, therefore, be it

Resolved, by the Legislature of the State of Texas, That the Speaker appoint a committee to make arrangements for the immediate installation of this piano for the purposes above stated; and be it further

Resolved, That the said Mr. Lonnie E. Alsup be empowered to conscript as many members of this Legislature as, in his judgment, are capable of becoming first class singers, the said Mr. Alsup to train and otherwise prepare this group for rendering such vocal selections as he may deem proper; and be it further

Resolved, That a copy of this resolution be delivered to Mr. Alsup and another copy sent to Mr. J. R. Reed, owner of the J. R. Reed Music Company, Austin, Texas.

Signed—Lemens, Giles.

The resolution was read second time.

Mr. Greathouse moved to table the resolution.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—23.

Akin.	Jackson.
Beck.	McCombs.
Bryant.	Nicholson.
Burns	Petsch.
of McCulloch.	Pope.
Cunningham.	Rogers.
Davis.	Savage.
Elliott.	Smith of Bastrop.
Gilbert.	Steward.
Goodman.	Wagstaff.
Greathouse.	Walker.
Hughes.	Warwick.

Nays—103.

Adams of Jasper.	Brooks.
Adamson.	Carpenter.
Adkins.	Claunch.
Albritton.	Coltrin.
Anderson.	Coombes.
Baker.	Cox of Lamar.
Barron.	Cox of Limestone.
Bond.	Dale.
Bounds.	Daniel.
Boyd.	DeWolfe.
Brice.	Dodd.

Donnell.	Lilley.
Dowell.	Lockhart.
Dunlap.	Long.
Dwyer.	McGill.
Engelhard.	McGregor.
Farmer.	Martin.
Farrar.	Mathis.
Ferguson.	Mehl.
Finn.	Metcalfe.
Fisher.	Morse.
Forbes.	Munson.
Ford.	Murphy.
Fuchs.	Olsen.
Giles.	Patterson.
Grogan.	Ramsey.
Hanson.	Ratliff.
Harrison	Ray.
of El Paso.	Richardson.
Harrison	Rountree.
of Waller.	Sanders.
Hatchitt.	Satterwhite.
Hefley.	Scott.
Herzik.	Shelton.
Hill.	Sherrill.
Hines.	Smith of Wood.
Holder.	Sparkman.
Holland.	Stephens.
Holloway.	Stevenson.
Hoskins.	Strong.
Howsley.	Sullivant.
Johnson	Terrell
of Dimmit.	of Cherokee.
Johnson of Morris.	Terrell
Jones of Shelby.	of Val Verde.
Jones of Atascosa.	Towery.
Justiss.	Van Zandt.
Kayton.	Vaughan.
Keller.	Weinert.
Kennedy.	West of Coryell.
Laird.	West of Cameron.
Lee.	Wiggs.
Lemens.	Wyatt.
Leonard.	Young.

Present—Not Voting.

Alsup. McDougald.

Absent.

Adams of Harris.	Lasseter.
Bedford.	Magee.
Caven.	Moffett.
Duvall.	Moore.
Graves.	O'Quinn.
Hardy.	Reader.
Harman.	Tarwater.
Hubbard.	Turner.
Johnson	Veatch.
of Dallam.	Westbrook.

Absent—Excused.

Bradley. Burns of Walker.

Mr. Savage offered the following amendment to the resolution:

Amend resolution by adding "the

key shall at all times be in the hands of the Speaker."

The amendment was lost.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—83.

Adams of Jasper.	Justiss.
Adamson.	Keller.
Adkins.	Kennedy.
Albritton.	Lee.
Baker.	Lemens.
Barron.	Leonard.
Bond.	Long.
Bounds.	McGill.
Boyd.	McGregor.
Brice.	Mathis.
Carpenter.	Mehl.
Claunch.	Metcalf.
Coltrin.	Morse.
Coombes.	Munson.
Cox of Lamar.	Murphy.
Cox of Limestone.	Olsen.
Daniel.	Patterson.
Dodd.	Ramsey.
Donnell.	Ratliff.
Dowell.	Ray.
Dunlap.	Sanders.
Dwyer.	Satterwhite.
Engelhard.	Scott.
Farmer.	Shelton.
Farrar.	Sherrill.
Finn.	Smith of Bastrop.
Fisher.	Smith of Wood.
Forbes.	Sparkman.
Ford.	Stephens.
Fuchs.	Stevenson.
Giles.	Strong.
Hatchitt.	Towery.
Herzik.	Turner.
Hill.	Van Zandt.
Hines.	Vaughan.
Holder.	Veatch.
Holloway.	Weinert.
Hoskins.	West of Coryell.
Howsley.	West of Cameron.
Johnson of Morris.	Wiggs.
Jones of Shelby.	Wyatt.
Jones of Atascosa.	

Nays—26.

Akin.	Harrison
Beck.	of Waller.
Brooks.	Hughes.
Bryant.	Lockhart.
Burns	McCombs.
of McCulloch.	Moore.
Cunningham.	Nicholson.
Dale.	Petsch.
Elliott.	Pope.
Gilbert.	Richardson.
Goodman.	Rogers.
Greathouse.	Savage.

Steward.
Wagstaff.

Walker.
Warwick.

Present—Not Voting.

Alsup.
Anderson.

Bedford.
McDougald.

Absent.

Adams of Harris.	Johnson
Caven.	of Dimmit.
Davis.	Kayton.
DeWolfe.	Laird.
Duvall.	Lasseter.
Ferguson.	Lilley.
Graves.	Magee.
Grogan.	Martin.
Hanson.	Moffett.
Hardy.	O'Quinn.
Harman.	Reader.
Harrison	Rountree.
of El Paso.	Sullivant.
Hefley.	Tarwater.
Holland.	Terrell
Hubbard.	of Cherokee.
Jackson.	Terrell
Johnson	of Val Verde.
of Dallam.	Westbrook.
	Young.

Absent—Excused.

Bradley. Burns of Walker.

Mr. Lemens moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

PROVIDING FOR COMMITTEE TO COLLECT CERTAIN TAX DATA.

The Speaker laid before the House, for consideration at this time, resolution by Mr. Petsch providing for a committee to collect certain tax data, the resolution having been read second time on yesterday and referred to the Committee on Revenue and Taxation.

The committee having reported the resolution favorably, with the following committee amendment:

Amend the House resolution by adding to the words "expense fund of this House" in paragraph seven (7) the following, "provided, that the expenses herein authorized for the purposes of this resolution shall not exceed the sum of one thousand dollars (\$1,000.00)."

The amendment was adopted.

Mr. Grogan moved the previous question on the resolution, and the main question was ordered.

Question first recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—47.

Akin.	Johnson
Barron.	of Dimmit.
Beck.	Lasseter.
Bounds.	Leonard.
Brice.	Lockhart.
Burns	McCombs.
of McCulloch.	Magee.
Carpenter.	Metcalfe.
Cox of Limestone.	Moffett.
Cunningham.	Munson.
Daniel.	Murphy.
Davis.	Petsch.
Donnell.	Rountree.
Elliott.	Savage.
Fisher.	Shelton.
Forbes.	Steward.
Gilbert.	Strong.
Graves.	Towery.
Hanson.	Wagstaff.
Hatchitt.	Walker.
Holder.	Weinert.
Howsley.	West of Coryell.
Hubbard.	West of Cameron.
Hughes.	Young.
Johnson	
of Dallam.	

Nays—83.

Adams of Harris.	Grogan.
Adams of Jasper.	Hardy.
Adamson.	Harrison
Adkins.	of El Paso.
Albritton.	Harrison
Anderson.	of Waller.
Baker.	Hefley.
Bedford.	Herzik.
Boyd.	Hill.
Brooks.	Hines.
Bryant.	Holland.
Caven.	Holloway.
Claunch.	Hoskins.
Coltrin.	Jackson.
Coombes.	Johnson of Morris.
Cox of Lamar.	Jones of Shelby.
Dale.	Justiss.
DeWolfe.	Kayton.
Dodd.	Keller.
Dunlap.	Kennedy.
Engelhard.	Laird.
Farmer.	Lee.
Farrar.	Lilley.
Ferguson.	Long.
Ford.	McDougald.
Fuchs.	McGill.
Giles.	McGregor.
Goodman.	Mathis.
Greathouse.	Moore.

Morse.	Smith of Wood.
Nicholson.	Sparkman.
Olsen.	Stevenson.
Patterson.	Sullivant.
Pope.	Tarwater.
Ramsey.	Terrell
Ratliff.	of Cherokee.
Ray.	Turner.
Richardson.	Van Zandt.
Rogers.	Vaughan.
Satterwhite.	Veatch.
Scott.	Warwick.
Sherrill.	Wiggs.
Smith of Bastrop.	Wyatt.

Present—Not Voting.

Alsop.	Jones of Atascosa.
Dowell.	Lemens.
Dwyer.	Stephens.

Absent.

Bond.	O'Quinn.
Duvall.	Reader.
Finn.	Sanders.
Harman.	Terrell
Martin.	of Val Verde.
Mehl.	Westbrook.

Absent—Excused. X

Bradley.	Burns of Walker.
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Mr. Keller moved to reconsider the vote by which the resolution was lost, and to table the motion to reconsider.

The motion to table prevailed.

RECESS.

On motion of Mr. Hardy, the House, at 12:10 o'clock p. m., took recess to 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Criminal Jurisprudence: House bill No. 194.

Education: House bills Nos. 100, 286, 94.

Judiciary: House bill No. 137.

School Districts: Senate bill No. 130.

State Affairs: House bill No. 277.

Revenue and Taxation: House bill No. 92.

State Affairs: House bill No. 181; Senate bill No. 13.

The following committees have filed adverse reports on bills, as follows:

Education: House bills Nos. 28, 4.

State Affairs: House bill No. 234.

Public Health: House bill No. 99.

THIRTEENTH DAY.

(Continued.)

(Thursday, February 5, 1931.)

The House met at 10 o'clock a. m., and was called to order by Speaker Minor.

RELATIVE TO INVESTIGATING COST OF CERTAIN MAPS AND CHARTS.

Mr. Sherrill moved that a resolution, heretofore offered by himself and Mr. Holder relative to investigating cost of certain maps and charts, the resolution having been printed in the Journal of Tuesday, February 3, be referred to the Committee on Education.

The motion prevailed.

HOUSE BILL NO. 41 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 41, A bill to be entitled "An Act making it an offense for a person to cohabit with a husband or wife which he has married without the State when such person was living at such time with another husband or wife; providing for a penalty and things incidental thereto, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 41 ON THIRD READING.

Mr. Walker moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 41 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—113.

Adams of Harris.	Johnson
Adams of Jasper.	of Dallam.
Adamson.	Johnson of Morris.
Adkins.	Jones of Shelby.
Alsup.	Jones of Atascosa.
Anderson.	Justiss.
Baker.	Keller.
Barron.	Kennedy.
Beck.	Laird.
Bounds.	Lee.
Boyd.	Leonard.
Brice.	Lilley.
Brooks.	Lockhart.
Bryant.	Long.
Burns of Walker.	McCombs.
Carpenter.	McDougald.
Claunch.	McGill.
Coltrin.	Magee.
Cox of Lamar.	Mathis.
Cox of Limestone.	Mehl.
Cunningham.	Metcalfe.
Dale.	Moffett.
Daniel.	Moore.
DeWolfe.	Munson.
Dodd.	Murphy.
Donnell.	Nicholson.
Dowell.	O'Quinn.
Dunlap.	Petsch.
Engelhard.	Pope.
Farmer.	Ratliff.
Farrar.	Ray.
Ferguson.	Richardson.
Finn.	Rogers.
Fisher.	Rountree.
Forbes.	Sanders.
Ford.	Savage.
Fuchs.	Shelton.
Gilbert.	Sherrill.
Giles.	Smith of Wood.
Graves.	Sparkman.
Greathouse.	Stephens.
Grogan.	Stevenson.
Hanson.	Strong.
Hardy.	Sullivant.
Harman.	Tarwater.
Harrison	Terrell
of El Paso.	of Cherokee.
Harrison	Terrell
of Waller.	of Val Verde.
Hefley.	Towery.
Herzik.	Turner.
Hill.	Vaughan.
Hines.	Veatch.
Holder.	Wagstaff.
Holloway.	Walker.
Hoskins.	Weinert.
Howsley.	West of Coryell.
Hughes.	Wyatt.
Jackson.	Young.

Nays—1.

Albritton.